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President Handwerk called the meeting to order. Pastor Denny Miller offered the prayer. The Pledge was recited.

Roll call: Purdy, Miller, Landaw, Baker, Weaver, Corfman, and Leathers were present; Leathers was excused.

Miller: Change to minutes: Under Good of the Order, add roll call vote to setting of July 24 special meeting and Landaw's comments under Resolution 35-06 should be under 36-06, correct. Purdy moved and Miller seconded that the July 3 minutes be approved. Roll call vote. Ayes: Purdy, Miller, Landaw, Weaver and Corfman. Abstain: Baker. Motion carried.

Public Comment – None

Standing Committee Reports:

A. Finance – Mr. Miller stated that a meeting was held July 10 regarding the public responses received from insert put in the utility bills over the last month on the quarter percent income tax addition. Very few received and encouraged public input on this issue. Another meeting is scheduled for August 28 immediately following public utility board—even though council is in break.

B. Utilities – Mr. Landaw reported that the Public Utility Board approved a resolution to do a study of the electric transmission and distribution system and also future load additions. This study will be a guide for our future, for the electric utilities. Looking ahead it will also determine the current condition. It will be coordinated with our city's comprehensive plan. Estimated cost will be \$52,000. Next meeting will be August 28 at 6:30pm following summer break.

C. Health & Safety – Mr. Corfman reported the Fire Festival came off pretty good. Thanks to all the work the Fire Association put into it as well as our police.

D. Parks and Recreation – Mr. Weaver reported results of July 11 meeting concerning the tennis and basketball court repairs. Quotes were received back from Columbus and were about \$60,000 over budget. Meeting was to decide what to do. Tennis courts will be resurfaced and relined and the fence around them will be fixed. New backboards and posts will be installed on the basketball courts. They will not be resurfaced due to the cost. Thanks to the firemen on a good tournament over the 4th of July.

E. Transportation – Mr. Baker had no report.

F. Planning – Mr. Purdy had no report.

G. Ordinance & Personnel – Mr. Baker stated that the Ordinance & Personnel Committee met on July 10 to interview Clerk of Council applicants. Tamra Peppard was chosen as the new Clerk of Council.

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Special Committee Reports: None.

Administrative Reports:

A. Mayor - Mayor Steiner thanked the firefighters for the many, many hours put in over the 4th of July festivities.

B. Safety Service Director- Director Jewell thanked the firefighters for the fireworks and parade; the police department for traffic control and safety; and service department for keeping the parks and streets up-to-date during the festival. We have received calls about the work under way on Smucker Street, West Hill, Sunset and Crestview. We are reclaiming the chip and seal streets to remove the excess chip and seal and prepare them for an overlay. Excess material has been hauled away and they are ready for the chip and seal coat for one year. Hopefully, next year money will be set aside from the license plate fund for an asphalt overlay on at least one if not several of those streets. Chip and seal will hold until this is done. We are getting ready to do the asphalt overlay on Maple Street, South Elm, South Ella, Kirk, and Jefferson Streets. Those will be the first streets to be done with the single coat of asphalt overlay as discussed when the additional \$5 was passed. Those will be the first streets being done on the grant funds and the \$5.

C. Utilities Director – Director Preising had no report.

D. Finance Director – Director Leggett echoed the thanks to the firefighters. Also thank you to Mrs. Hedberg for her years of service to City Council and welcomed Tamra. Quarterly investment report and monthly fund report for the month ending June 30, 2006 with fund balances were distributed prior to the meeting and the City has a little over \$19 million invested. Miller moved and Baker seconded the approval subject to audit. Roll call vote. Ayes all. Motion carried. The final audit report and meeting with the Secretary of State was held recently. The auditor's are recommending—due to some new changes in some of the State law—that we change somewhat the way we legislate our appropriations. They are suggesting something more at a department level, where now we appropriate things pretty much on strictly a fund level. When you get back from vacation, a resolution will be presented changing the appropriations for 2006—this will be a method of classification not a dollar increase or decrease. There are a lot of details to be worked out. The appropriation and budget booklets may remain the same, but change the legislation. Details will be worked out later.

E. Law Director - Director Lutz reiterated Mr. Legget's comments about Michelle and appreciated her service. Before the meeting started there were some questions regarding the tax increase legislation. The resolution needs to go forward and be passed at the special meeting next week. The ordinance; however, can be read as a

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second reading, but needs to be tabled. The reason for that is that the ordinance is actually amending the codified ordinance to make the tax change and we cannot do that until the voters have voted to do that, this is when we will be taken off the table and amend those sections. I recommend that you table it now and do the third reading and pass it if the voters pass the tax increase.

F. President of Council – President Handwerk presented Michelle Hedberg with a plaque for her six years of excellent service as Orrville City Council Clerk. Michelle thanked everyone for this great opportunity.

Special Committee Reports - None

Old Business

Resolution 37-06

Baker moved and Landaw seconded that Resolution 37-06, a resolution declaring the necessity of an election on the question of approving the passage of an ordinance to amend Sections 181.02, 181.03 and 181.09 of the Codified Ordinances of the City of Orrville, Ohio, in order to provide for an additional one-quarter percent income tax by increasing the income tax rate from one percent to one and one quarter percent beginning January 1, 2007, for the purpose of providing funds for capital improvements for the City, including the payment of debt service on bonds, notes, loans or other obligations issued or incurred by the City to provide for the payment of costs of those capital improvements and declaring an emergency be placed on second reading, Roll call vote. Ayes all. Motion carried.

Miller: This is to put it on the ballot. On July 24, at 7 p.m., there will be a special meeting of council for the third reading of this resolution.

This resolution will appear for third reading at council's next meeting.

Ordinance F-06

Baker moved and Miller seconded that Ordinance F-06, an ordinance to amend Sections 181.02, 181.03 and 181.09 of the Codified Ordinances of the City of Orrville, Ohio, in order to provide for an additional one-quarter percent income tax by increasing the income tax rate from one percent to one and one-quarter percent beginning January 1, 2007, for the purpose of providing funds for capital improvements for the City, including the payment of debt service on bonds, notes, loans or other obligations issued or incurred by the City to provide for the payment of costs of those capital improvements and declaring an emergency be placed on second reading. Roll call vote. Ayes all. Motion carried.

Miller: This is to change the ordinance which will not be done until the voters have decided what to do at the ballot box. I move to table this ordinance until after the election. Purdy seconded. Roll call vote. Ayes all. Motion carried.

*This ordinance will be tabled until voter election. *

New Business

Resolution 40-06

Baker moved and Corfman seconded that Resolution 40-06, a resolution authorizing the Safety Service Director to enter into an agreement and/or agreements to facilitate the completion of the community Development Block Grant (CDBG) formula project for resurfacing of South Elm Street, South Ella Street, Kirk Avenue, and Jefferson Avenue in the City of Orrville, Ohio, approving the

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construction for said project and declaring an emergency be placed on first reading. Roll call vote. Ayes all. Motion carried.

Jewell: I have information regarding this project. This is a Community Development Block Project Grant. The City receives an allocation each year from the State of Ohio and it comes to us through the County. The County is required to bid and administer those projects for us rather than it being a direct grant to the City of Orrville. Two years ago, we decided what our projects would be for fiscal year '06 which started actually in 2005. At that time, our estimate was under the \$47,000 which is our grant amount. In the process, in the last two years, we know what has happened to the cost of asphalt and other materials that are used in the resurfacing project. Prior to bidding this year, the County commissioners office asked for a revised estimate and the revised estimate was over \$60,000 and when they went out for bids, they only received one bid and the bid was from Kokosing Construction Company for \$64,450. We have an allocation of \$47,000 leaving \$17,450 which would be the obligation of the City of Orrville to pay should we decide to go forward with the project. The purpose of this legislation—since that \$17,450 is over the bidding limit of the Safety Service and over my authority then it comes to council for your approval. We need to get this project completed or otherwise we would forfeit these grant monies so there is no time to re-bid the project. This project is being bid through the County. Bids are coming in for City projects. Those bids were opened last Friday and it was for resurfacing of West Paradise, West Oak Street, and for the asphalt overlay on Maple Street. We received those bids last Friday and I didn't know what to expect. However, the bid estimate (engineering estimate) was \$201,745 and our lowest bid came in at \$145,245 which was \$56,500 under our estimate. We did receive good news, competitive bids, and the successful bidder in this case is the same person who is our only bidder on the other project—Kokosing Construction. The engineers are evaluating the bids to make sure there were no bidding errors or if there is anything left out and verify figures, but it looks like we are \$56,500 under the estimate on that. So in the end, we are way under budget so on these projects so I think that is the good news. I feel comfortable going forward with this project now since we received such competitive bids on our other projects.

Handwerk: Has this company done work for us before? They did work for us before under the name of Jones Construction. They are out of Fredericktown, but Jones was out of Wooster. They will be working out of Wooster and we do buy a lot of our materials from them because they bid on our asphalt contracts every year. It is a good quality firm.

Purdy: Was the "portion" of the West Market Street scheduled for repaving or overlay at any point in time?

Jewell: I believe that is scheduled for next year.

Miller: "The extra \$17,000 isn't really a huge issue because of the other estimate being lower."

Jewell: Yes, this money will come out of the new license fund. We have appropriated \$50,000 out of that fund this year. \$17,450 will be expended on the grant project and probably less than \$15,000 for Maple Street. We will be well under the \$50,000 allocated; now I am confident.

Handwerk: Would you like this passed tonight?

Jewell: Yes, because of the grant deadline.

Baker moved that the rules, regulations, and statutes requiring the reading of an ordinance on three separate dates be suspended, Purdy seconded. Roll call vote. Ayes all. Motion carried.

Baker moved and Corfman seconded that Resolution 40-06 be adopted as read. Roll call vote. Ayes all. Motion carried.

Good of the Order – None.

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Corfman moved and Weaver seconded that the council meeting adjourn. Roll call vote. Ayes all.
Motion carried. Meeting adjourned at 8:00

Tamra Peppard, Clerk of Council

Date

Dave Handwerk, President of Council